

## REMARKS

In the Office Action mailed November 8, 2004, claims 1-4, 6 and 8-10 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Ross, et al. (U.S. Patent No. 5,318,543) in view of Dutchik (U.S. Patent No. 5,590,778) and Fischer (U.S. Patent No. 5,289,919).

Claims 5, 7 and 11-21 were allowed in the Office Action of November 8, 2004.

Applicants respectfully submit that claim 1 defines over the combination of Ross in view of Dutchik and Fischer. Respectfully, the combination of references does not disclose a kit that includes a container adapted to rest upon at least one of the planar surfaces of the tray that has at least one recess disposed therein in which the planar surface onto which the container rests is outside of the perimeter defined by at least two of the other planar surfaces. Support for this claim amendment may be found in at least Figs. 1 and 8 of the drawings in which the tray may be adapted to rest upon the first planar surface 64 that is outside of the perimeter defined by at least two of the other planar surfaces (planar surface 66 and planar surface 68). The combination of Ross, Fischer and Dutchik does not disclose a container that is adapted to rest upon a planar surface that has at least one recess disposed therein in which the planar surface onto which the container rests is outside of the perimeter defined by at least two of the other planar surfaces of the tray as set forth in claim 1 of Applicants' application.

As such, Applicants respectfully submit that claim 1 defines over the combination of Ross, Fischer and Dutchik and is in condition for allowance.

Further, all claims that depend from claim 1 (claims 2-4, 6 and 8-10) are also in condition for allowance. The rejections to claims 2-4, 6 and 8-10 are made moot due to the allowance of claim 1.

Applicants respectfully submit that all pending claims are allowable and that the application is in condition for allowance. Favorable action thereon is respectfully requested. The Examiner is encouraged to contact the undersigned at his convenience to resolve any remaining issues.

Respectfully submitted,

DORITY & MANNING,  
ATTORNEYS AT LAW, P.A.

February 2, 2005  
Date

Neal P. Pierotti  
Neal P. Pierotti  
Reg. No. 45,716

P.O. Box 1449  
Greenville, SC 29602-1449  
Telephone: (864) 271-1592  
Facsimile: (864) 233-7342